

Question 9:

Option Telecom Corporation ("Option") desires streamlined processing pursuant to Section 63.12 of the Commission's rules. Option qualifies for streamlined processing under Section 63.12(c)(1)(ii) because although Option is affiliated with a foreign carrier in a destination market, Option qualifies for a presumption of non-dominance under Section 63.10(a)(3). As more fully described in response to Question 11 below, Option qualifies for a presumption of non-dominance under Section 63.10(a)(3) because the foreign carrier with which Option is affiliated is not a monopoly provider and does not have more than 50% of the market share for international transport or local access on the foreign end of the relevant routes.

The other restrictions set forth in Section 63.12(c) of the Commission's rules do not apply. Option does not have an affiliation with a dominant U.S. carrier whose international switched or private line services the applicant seeks authority to resell. And Option does not seek authority to provide switched basic services over private lines to a country for which the Commission has not previously authorized the provision of switched services over private lines.

Question 11:

63.18(i) – Option hereby certifies that it is affiliated with Option Telecom Serviços de Telecomunicações LTDA ("OTST"), a corporation formed under the laws of Brazil that holds a telecommunications license from Anatel. OTST is owned 100% by Adalberto Bertaglia. Option is also owned 100% by Adalberto Bertaglia.

63.18(j) – Option hereby certifies that it seeks to provide international telecommunications services to Brazil, where its foreign carrier affiliate OTST provides services.

63.18(k) – Brazil is a member of the WTO.

63.18(l) – Option desires the authority to resell the international switched services of an unaffiliated U.S. carrier on the routes to Brazil. Accordingly, pursuant to Section 63.10(a)(3), Option hereby certifies that OTST is not a monopoly provider in Brazil. Option further submits the following information to demonstrate that OTST does not have sufficient market power on the foreign end of the route to Brazil to adversely affect competition in the U.S. market. Although the Brazilian telecommunications market was privatized in 1998 the market is still dominated by a few major carriers. Option estimates that OTST accounts for

approximately .1% of the Brazilian telecommunications market for international transport and local access.

63.18(m) – Option desires to be classified as non-dominant. Option submits that the information set forth above for Section 63.18(l) demonstrates that it is presumptively non-dominant under Section 63.10(a)(3) of the Commission's Rules.

Question 12:

As described above, Option desires to be authorized to provide international telecommunications services to, among other countries, Brazil, where it has a foreign carrier affiliation as described above.

Question 15:

- (d) Option has not received authority previously under Section 214 of the Communications Act.
- (e) Option certifies that it will comply with the terms and conditions contained in sections 63.21, 63.22 and 63.23 of the Commission's rules.
- (f) At this time, Option seeks no other authorization available under Section 63.18(e).
- (g) Not applicable.